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10 Attorneys for Plaintiff Union

11 Pacific Railroad Company

12 IN THE UNITED STATES DISTRICT COURT

13 FOR THE DISTRICT OF ARIZONA

14 UNION PACIFIC RAILROAD COMPANY,) No. CV 09-45-TUC-FRZ

15 Plaintiff,)

16) **STIPULATION OF DISMISSAL**

17 vs.)

18)

19 ARIZONA ELECTRIC POWER)
20 COOPERATIVE, INC.,) (Assigned to the Hon. Frank R. Zapata)

21 Defendant.)

22 _____)
23 Union Pacific Railroad Company and Arizona Electric Power Cooperative, Inc., pursuant
24 to Rule 41(a) of the Federal Rules of Civil Procedure, hereby stipulate to a dismissal of this
25 action with prejudice.
26

1 RESPECTFULLY SUBMITTED this 23rd of March, 2011.
2

3 ARIZONA ELECTRIC POWER
4 COOPERATIVE, INC.

5 /s/ Sean E. Brearcliffe (w/permission)

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UNION PACIFIC RAILROAD COMPANY

/s/ Terrance L. Sims

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13 CERTIFICATE OF SERVICE

14 I hereby certify that on March 23, 2011 I electronically transmitted the attached
15 document to the Clerk's office using the CM/ECF System for filing and transmittal of a Notice
16 of Electronic Filing to the following CM/ECF registrants, and that a true copy of the attached
document was served on Defendant by first class mail to:

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24 /s/ Terrance L. Sims
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